## Mississippi Secretary of State

700 North Street P. O. Box 136, Jackson, MS 39205-0136

| A CENTOXIALAN CE  | NG   |  |  |   |  |  |  |  |  |  |  |  |
|---|--|--|--|---|--|--|--|--|--|--|--|--|
| AGENCY NAME   | CONTACT PERSON TELEPHONE   |  |  |   |  |  |  |  |  |  |  |  |
| Division of Medicaid  |  | Margaret Wilson  |  | NUMBER<br>(601) 359-5248  |  |  |  |  |  |  |  |  |
|   |  | CHEN   |  | STATE   | ZIP  |  |  |  |  |  |  |  |
| ADDRESS   |  | CITY<br>Jackson  |  | MS  | 39201  |  |  |  |  |  |  |  |
| 550 High Street, Suite 1000   |  | DESCRIPTIVE TITLE OF PROPOS  |  | MO  | 3,201  |  |  |  |  |  |  |  |
| EMAIL   |  |  |  | ily Planning and F  | Family Planning  |  |  |  |  |  |  |  |
| Margaret.Wilson@medicaid.ms.gov   |  | Title 23: Division of Medicaid, Part 221: Family Planning and Family Planning Related Services, Chapter 1: Family Planning and Family Planning Related   |  |   |  |  |  |  |  |  |  |  |
|   |  | State Plan Services, Rules: 1.2: Freedom of Choice, 1.4: Covered Services, 1.5:  |  |   |  |  |  |  |  |  |  |  |
| 160   | MAY A P 2015   | Non-Covered Services, 1.6: Documentation/Record Maintenance, New Rule  |  |   |  |  |  |  |  |  |  |  |
|   | MAY 0 5 2015   | 1.8: Reimbursement: Chapter 2: 1115(a) Family Planning and Family Planning   |  |   |  |  |  |  |  |  |  |  |
|   |  | Related Waiver Services, 2.1: Purpose, 2.2: Eligibility, 2.3: Freedom of Choice,   |  |   |  |  |  |  |  |  |  |  |
|   |  | 2.4: Covered Services, 2.5: Non-Covered Services, 2.6: Quality Assurance, 2.9:   |  |   |  |  |  |  |  |  |  |  |
|   |  | Documentation/Record Maintena  | ance, New Ri   | ile 2.10: Reimburs  | sement   |  |  |  |  |  |  |  |
|   |  |  |  | ~·· · · · · · · · · · · · · · · · · · ·   |  |  |  |  |  |  |  |  |
| Short explanation of rule/amendment/rep   | eal and reason(s) f  | or proposing rule/amendment/r  | epeal: This  | filing includes I   | anguage to   |  |  |  |  |  |  |  |
| correspond with the CMS approved exte   | asion of the Family  | Planning Waiver effective Jan  | uary 1, 201  | 5 – December 3  | 1, 2017.   |  |  |  |  |  |  |  |
|   |  |  |  |   |  |  |  |  |  |  |  |  |
| Specific legal authority authorizing the p  | romulgation of rule  | e:   |  |   | 99   |  |  |  |  |  |  |  |
| 42 USC §§ 1315, 1396; 42 CFR Part 44.   | , Subpart F, § 447.  | 50-447.57; Miss. Code Ann. §   | § 43-13-117  | ', 43-13-118, 43-   | -13-   |  |  |  |  |  |  |  |
| 121, 43-13-129  |  |  |  |   |  |  |  |  |  |  |  |  |
| 259   |  |  |  |   |  |  |  |  |  |  |  |  |
| List all rules repealed, amended, or susp   | ended by the propo   | sed rule: Rules: 1.2, 1.4, 1.5, 1  | .6, 2.1, 2.2,  | 2.3, 2.4, 2.5, 2.6  | 5, 2.9;  |  |  |  |  |  |  |  |
| New Rules: 1.8, 2.10  |  |  |  |   |  |  |  |  |  |  |  |  |
| ORAL PROCEEDING:  |  |  |  |   |  |  |  |  |  |  |  |  |
| An oral proceeding is scheduled for this r  | ule on Date:   | Time: Place:   |  |   |  |  |  |  |  |  |  |  |
|   |  |  |  |   |  |  |  |  |  |  |  |  |
| Presently, an oral proceeding is not scheduled on this rule.  |  |  |  |   |  |  |  |  |  |  |  |  |
| If an oral proceeding is not scheduled, an or   | al proceeding must b   | e held if a written request for an o   | ral proceedi   | ng is submitted by  | a polítical  |  |  |  |  |  |  |  |
| and distance an agency or ten (10) or more a  | ersons The written   | request should be submitted to th  | e agency cor   | itact person at the   | anove address  |  |  |  |  |  |  |  |
| within twenty (20) days after the filing of thi   | s notice of proposed   | rule adoption and should include   | the name, at   | idress, email addr  | ess, and   |  |  |  |  |  |  |  |
| to be a sumbar of the person(s) making t  | he request and if ve   | ou are an agent or attorney, the na  | ame, address   | i, email address, a   | na telephone   |  |  |  |  |  |  |  |
| number of the party or parties you represen   | <ol> <li>At any time withir</li> </ol>   | the twenty-five (25) day public co   | omment peri  | od, written submi:  | telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including |  |  |  |  |  |  |  |
| arguments, data, and views on the proposed  | l rule/amendment/re  | epeal may be submitted to the filing   | arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.  |   |  |  |  |  |  |  |  |  |
| ECONOMIC IMPACT STATEMENT:  |  |  |  |   |  |  |  |  |  |  |  |  |
| ☐ Economic impact statement not require   |  |  |  |   | ssions including   |  |  |  |  |  |  |  |
| LCOHOTHIC IIIIpact statement not respense   | I for this rule. 🛛 Co  |  |  |   | ssions including   |  |  |  |  |  |  |  |
|   |  | oncise summary of economic impa  | ict statement  | attached.   | ssions including   |  |  |  |  |  |  |  |
| TEMPORARY RULES   |  |  | ct statemen  | attached.   | RULES  |  |  |  |  |  |  |  |
|   | PROP   | oncise summary of economic impa  | ct statement   | attached.<br>FINAL ACTION ON<br>osed Rule Filed:  | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing  | PROP   | oncise summary of economic impa<br>OSED ACTION ON RULES<br>sed:  | Date Propo   | attached.  FINAL ACTION ON osed Rule Filed: _   | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness   | Action propo   | oncise summary of economic impa<br>OSED ACTION ON RULES<br>sed:<br>e(s)  | Date Propo   | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan   | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing  | Action propose X New rule X Amendr   | oncise summary of economic imparagements  OSED ACTION ON RULES  sed: e(s) ment to existing rule(s)   | Date Propo<br>Action take  | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change   | RULES ges in text  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date:   | Action propose X New rule X Amendr Repeal  | oncise summary of economic imparagements  SECTION ON RULES   | Date Propo<br>Action tak<br>Ado<br>Ado   | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change opted by reference  | RULES ges in text  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing   | Action propo<br>X New rul<br>X Amendr<br>Repeal                                      | oncise summary of economic imparations  OSED ACTION ON RULES  sed: e(s) ment to existing rule(s) of existing rule(s) on by reference   | Date Propo<br>Action take<br>Ado<br>Ado<br>Ado<br>Ado  | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change opted by reference hdrawn   | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date:   | Action proposed final  | oncise summary of economic imparagements  sed: e(s) ment to existing rule(s) of existing rule(s) on by reference al effective date:  | Date Propo Action tak Ado Ado Ado Ado Rep  | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change opted by reference hdrawn oeal adopted as pr                                  | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing   | Action proposed fine 30 days   | oncise summary of economic imparations on RULES  sed: e(s) ment to existing rule(s) of existing rule(s) on by reference al effective date: after filing  | Date Propo Action tak Ado Ado Ado Bitalian Ado Ado Bitalian Ado  | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate:                                 | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing   | Action proposed final  | oncise summary of economic imparations on RULES  sed: e(s) ment to existing rule(s) of existing rule(s) on by reference al effective date: after filing  | Date Propo Action tak Ado Ado Ado Begin Ado Be | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing            | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  | Action propos  X New rul  X Amendr  Repeal  Adoptic  Proposed fina  30 days  X Other | oncise summary of economic imparations of economic imparations of economic imparations of economic imparations of existing rule(s) of existing rule(s) on by reference all effective date: after filing JUL 0 1 2015 (specify):  | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate:                                 | RULES  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized   | Action propos  X_New rul X_AmendrRepealAdoptic Proposed fina30 days X_Other          | oncise summary of economic imparations of economic imparations of economic imparations of existing rule(s) of existing rule(s) on by reference all effective date: after filing JUL 0 1 2015 (specify):  | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing            | RULES  |  |  |  |  |  |  |  |
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| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized Signature of person authorized to file rules: | Action propos  X_New rul X_AmendrRepealAdoptic Proposed fina30 daysX_Other           | oncise summary of economic imparations of a conomic imparations of a conomic imparation of a conomic i | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing er (specify): | RULES  ges in text s c oposed  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized   | Action propos  X_New rul X_AmendrRepealAdoptic Proposed fina30 daysX_Other           | oncise summary of economic imparations of economic imp | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed: _ en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing            | RULES  ges in text s c oposed  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized Signature of person authorized to file rules: | Action propos  X_New rul X_AmendrRepealAdoptic Proposed fina30 daysX_Other           | oncise summary of economic imparations of a conomic imparations of a conomic imparation of a conomic i | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing er (specify): | RULES  ges in text s c oposed  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized Signature of person authorized to file rules: | Action propos  X_New rul X_AmendrRepealAdoptic Proposed fina30 daysX_Other           | oncise summary of economic imparations of a conomic imparations of a conomic imparation of a conomic i | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing er (specify): | RULES  ges in text s c oposed  |  |  |  |  |  |  |  |
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| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized Signature of person authorized to file rules: | Action proposX_New rulX_AmendrAdoptic Proposed fina30 daysX_Other                    | oncise summary of economic imparations of a conomic imparations of existing rule(s) of existing rule(s) on by reference all effective date: after filing JUL 0 1 2015 (specify):  T WRITE BELOW THIS LINE FICIAL FILING STAMP  | Date Propo Action tak Ado Ado Ado Berror Rep Effective d   | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing er (specify): | RULES  ges in text s c oposed  |  |  |  |  |  |  |  |
| TEMPORARY RULES  Original filing Renewal of effectiveness To be in effect in days Effective date: Immediately upon filing Other (specify):  Printed name and Title of person authorized Signature of person authorized to file rules: | Action proposX_New rulX_AmendrAdoptic Proposed fina30 daysX_Other                    | oncise summary of economic imparations of existing rule(s) of existing rule(s) on by reference all effective date: after filing JUL 0 1 2015  T WRITE BELOW THIS LINE  FICIAL FILING STAMP  MAY 0 5 2015   | Date Propo<br>Action take<br>—— Ado<br>—— Ado<br>—— Wit<br>—— Rep<br>Effective d<br>—— 30<br>—— Other  | attached.  FINAL ACTION ON osed Rule Filed:en: pted with no chan opted with change opted by reference hdrawn oeal adopted as prate: days after filing er (specify): | RULES  ges in text s c oposed  |  |  |  |  |  |  |  |



## DELBERT HOSEMANN Secretary of State

| CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT  |             |   |                                |  |  |  |
|---|-------------|---|--------------------------------|--|--|--|
| An Economic Impact Statement is required for Procedures Act. This is a Concise Summary of Secretary of State's Office.  | f the Econo | mic impact S  | ection 25-43-3<br>tatement whi | en must be med with the                |  |  |
| AGENCY NAME   | CONTACT     |   |                                | TELEPHONE<br>NUMBER                    |  |  |
| Division of Medicaid  | Margare     | Margaret Wilson   |                                | 601-359-5248                           |  |  |
| ADDRESS   | CITY        | CITY STATE  |                                | ADDRESS                                |  |  |
| Walter Sillers Building, Suite 1000   | Jackson     |   | MS                             | Walter Sillers Building,<br>Suite 1000 |  |  |
| Margaret.Wilson@medicaid.ms.gov   |             | DESCRIPTIVE TITLE OF PROPOSED RULE Title 23: Division of Medicaid, Part 221: Family Planning and Family Planning Related Services, Chapter 1: Family Planning and Family Planning Related State Plan Services, Rules: 1.2: Freedom of Choice, 1.4: Covered Services, 1.5: Non-Covered Services, 1.6: Documentation/Record Maintenance, New Rule 1.8: Reimbursement; Chapter 2: 1115(a) Family Planning and Family Planning Related Waiver Services, 2.1: Purpose, 2.2: Eligibility, 2.3: Freedom of Choice, 2.4: Covered Services, 2.5: Non-Covered Services, 2.6: Quality Assurance, 2.9: Documentation/Record Maintenance, New Rule 2.10: Reimbursement |                                |  |  |  |
| Specific Legal Authority Authorizing the promulgation of  |             | Reference to Rules repealed, amended or suspended by the  |                                |  |  |  |
| Rule:   | 4           | Proposed Rule:<br>Rules: 1.2, 1.4, 1.5, 1.6, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6,  |                                |  |  |  |
| 42 USC §§ 1315, 1396; 42 CFR Part 441,<br>Subpart F, § 447.50-447.57; Miss. Code Ann. §§  |             | 2.9, New Rules 1.8, 2.10  |                                |  |  |  |
| 43-13-117, 43-13-118, 43-13-121, 43-13-129  |             |   |                                |  |  |  |
| 1 E 1: 4-1 Costs and Penefits   |             |   |                                | 1 1 11 1 64                            |  |  |
| Briefly summarize the benefits that r   | nay result  | from this re  | gulation an                    | d who will benefit:                    |  |  |
| This filing does not have an economic impact.   |             |   |                                |  |  |  |
| 2. Briefly describe the need for the proposed rule:   |             |   |                                |  |  |  |
| 37/4  |             |   | 41h1:o                         | health anfaty and welfare.             |  |  |
| 3. Briefly describe the effect the propos   | sed action  | will have of  | n the public                   | meani, salety, and wentie.             |  |  |
| N/A   | J oot       | ioni  |                                |  |  |  |
| 4. Estimated Cost of implementing proposed action:  |             |   |                                |  |  |  |
| a. To the agency  Nothing Minimal Moderate Substantial Excessive  |             |   |                                |  |  |  |
| X  Nothing   Winning   Wooderate   Seesans  |             |   |                                |  |  |  |
| b. To other state or local government entities  Nothing Minimal Moderate Substantial Excessive  |             |   |                                |  |  |  |
| 5. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:  |             |   |                                |  |  |  |
| a. Cost:  Nothing Minimal Moderate Substantial Excessive  |             |   |                                |  |  |  |
| b. Economic Benefit:  Nothing Minimal Moderate Substantial Excessive  |             |   |                                |  |  |  |
| <ul> <li>6. Estimated impact on small businesses:</li> <li>Nothing  Minimal  Moderate  Substantial  Excessive</li> <li>a. Estimate of the number of small businesses subject to the proposed regulation:</li> <li>b. Projected costs for small businesses to comply:</li> </ul> |             |   |                                |  |  |  |

|  | c. Stateme  | ent of probable effect of                       | on impacted small bus                         | sinesses:  |  |  |
|--|---|---|---|--|--|--|
| 7.   | The cost of adopting the rule compared to not adopting the rule or significantly amending the existing  |   |   |  |  |  |
|  | rule (check option): N/A  substantially less than moderately less than minimally less than the same as minimally more than moderately more than substantially more than excessively more than |   |   |  |  |  |
| 8.   | 8. The benefit of adopting the rule compared to not adopting the rule or significantly amending the exist   |   |   |  |  |  |
|  | rule (check ontion): N/A  |   |   |  |  |  |
|  | substantially less than moderately less than minimally less than the same as minimally more than moderately more than   |   |   |  |  |  |
|  | sub   | stantially more than                            | excessively more the                          | nan  |  |  |
|  |   |   |   |  |  |  |
| B.   | Reasonable  | Alternative Methods                             | e there less costly or le                     | ess intrusive methods for achieving the purpose of   |  |  |
| <ol> <li>Reasonable Alternative Methods</li> <li>Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?</li> </ol> |   |   |   |  |  |  |
|  | yes ono   |   |   |  |  |  |
| 2.   | If yes, plea<br>alternative   | ase briefly describe aves in favor of the prope | ailable, reasonable altosed rule. (Please see | ernative(s) and the reasons for rejecting those §25-43-4.104 for factors you must consider.)   |  |  |
| C.   | Data and M  | lethodology                                     |   | 1 is realized the estimates required by this form  |  |  |
|  |   | describe the data and                           | methodology you use                           | d in making the estimates required by this form.   |  |  |
| _  | /A<br>Public Noti   | ice   |   |  |  |  |
| X  | here when   | and how may some the proposed rule if of        | neone present their vone is not already prov  | riews on the proposed rule and demand an oral  |  |  |
| D  | I dina Cuit   | to 1000 550 High Str.                           | eet Jackson, MS 392                           | Medicaid, Office of the Governor, Walter Sillers 01, thirty (30) days from the date of publication of eview at the above address.  |  |  |
| S  | GNATURE   | 1000  |   | TITLE  |  |  |
| 24   | ().   | id / Loulal                                     |   | Executive Director PROPOSED EFFECTIVE DATE OF RULE   |  |  |
| D  | ATE   | 5/5/15  |   | JUL 0 1 2015   |  |  |
| -  |   | 13/3  |   | posterior de la constantina della constantina de |  |  |
|  |   |   |   |  |  |  |